

## UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office

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SERIAL NUMBER	· FILING DATE		FIRST NAMED APPLICANT		ATTORNEY DOCKET NO.
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QM41/0421 FINNEGAN HENDERSON FARABOW GARRETT AND DUNNER 1300 I STREET NW WASHINGTON DC 20005-3315

EXAMINER						
PEFFLEY, M						
ART UNIT	PAPER NUMBER					
3739						
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DATE MAILED:

04/21/99

CTPChed Please find below a communication from the EXAMINER in charge of this application.

**Commissioner of Patents** 

Application/Control Number: 08/889,825

Art Unit: 3739

## Reissue Applications

The amendment filed June 15, 1998 proposes amendments to claims 80-91 that do not comply with 37 CFR 1.121(b), which sets forth the manner of making amendments in reissue applications. More precisely, claims 80-91 were newly added and do not underline the claim language in its entirety. A supplemental paper correctly amending the reissue application is required.

A shortened statutory period for reply to this letter is set to expire ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this letter.

It is noted that the June 15, 1998 amendment was not matched with the application file until after the mailing of the Office action of Paper No. 6 (mailed September 29, 1998). As noted above, the June 15, 1998 amendment fails to comply with 37 CFR 1.121(b). Upon applicant's submission of a properly executed amendment adding claims 80-91, a supplemental Office action which treats all the claims as will be mailed. If the Office action is not an allowance, the action will be non-final.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mike Peffley whose telephone number is (703) 308-4305. The examiner can normally be reached on Monday through Thursday from 7:00 to 5:30.

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In the event the examiner can not be reached or is absent from the Office, the examiner's supervisor, Linda Dvorak, can be reached at (703) 308-0994.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 308-0858.

Michael Peffley/mp Primary Examiner Art Unit 3739 April 19, 1999

MICHAEL PEFFLEY
PRIMARY EXAMINER
AU 3739